

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

SHAUKAT ALI,	:	Civil Action No. 13-cv-02678 (SDW) (MCA)
	:	
Plaintiff,	:	
	:	
v.	:	ORDER
	:	
JERSEY CITY PARKING AUTHORITY,	:	April 16, 2014
NIKO TAMTASURI, MARY F.	:	
PARETTI,	:	
Defendants.	:	
	:	

WIGENTON, U.S.D.J.:

This matter comes before the Court upon (1) motion by Plaintiff Shaukat Ali (“Plaintiff” or “Ali”) for default judgment (July 8, 2013, ECF No. 11) and (2) cross-motion to set aside default and motion to dismiss Plaintiff’s Third Amended Complaint (“TAC”) pursuant to Fed. R. Civ. P. 12(b)(6) by Jersey City Parking Authority, Pius Niko Tampusari, improperly named as “Niko Tamtasuri,” and Mary F. Paretti (collectively “Defendants”) (January 1, 2014, ECF No. 18). Upon careful consideration of the submissions of the parties, and based upon the Court’s Opinion filed this day;

IT IS on this 16th day of April, 2014;

ORDERED that Plaintiff’s motion to enter default judgment is **denied**;

ORDERED that Defendants’ cross-motion to set aside default is **granted**;

ORDERED that the default entered against Defendants by the clerk of the court on June 7, 2013 is **vacated**;

ORDERED that Defendants' motion to dismiss the TAC is **granted**;

ORDERED that Plaintiff's TAC is **dismissed in its entirety, with prejudice**.

s/Susan D. Wigenton
Susan D. Wigenton , U.S.D.J.

Date: April 16, 2014
Original: Clerk
cc: All Counsel of Record
Hon. Madeline C. Arleo, U.S.M.J.
File